

For telephone conference. Not for entry into the file

To: Examiner Jody Lynn KAROL, Art Unit 1617  
 Fax 571 273 8300

per our telephone conversation  
 of October 21, 2010

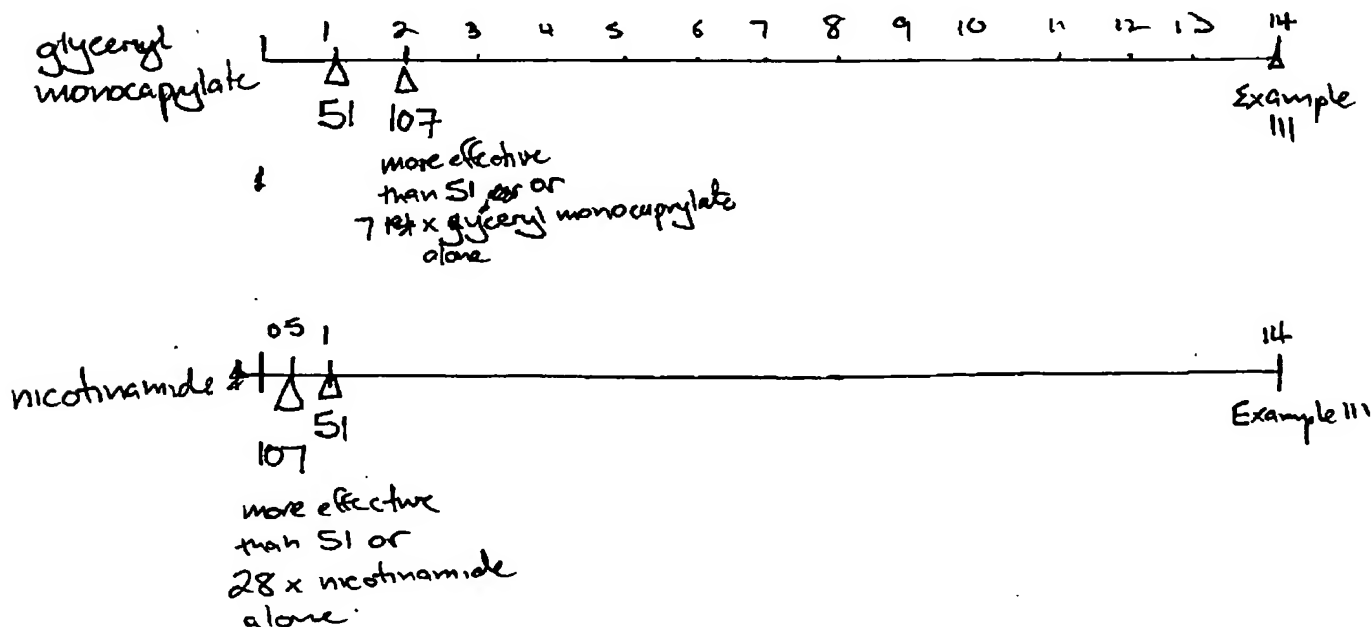
From: Simon Elliott  
 Foley and Lardner

Re: U.S. Application No. 10/517,592

Title: NOVEL COMPLEXES OF FATTY ACID ESTERS OF POLYHYDROXYALKANES AND  
 PYRIDINE CARBOXY DERIVATIVES

Dear Examiner Karol:

1. The evidence for synergy over individual components comes from Example 111, where compound 51 (1:14 ratio) was more effective than 14 times the amount of the components presented individually.
2. Because Example 112 shows that compound 107 (2:7 ratio) is even *more* effective than compound 51 (1:14 ratio), we can be comfortable interpolating the data points, presented in Example 111. That is, if a combination of 2:7 is more effective than a combination of 1:14, which is more effective than even 14 times the amount of individual components, then the 2:7 combination is more effective than a 28 fold amount of nicotinamide or a 7 fold amount of glyceryl monocaprylate alone.
3. A combination that is more effective than at least 7 fold the amount of *any* individual component would be considered prima facie evidence of synergy by the person of ordinary skill.



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